

**IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF TEXAS
FORT WORTH DIVISION**

CAREY D. EBERT

Plaintiff,

v.

HOWARD MILLER APPEL, et al.,

Defendants

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Civil Action NO.: 4:15-cv-225-0

NOTICE OF VOLUNTARY DISMISSAL PURSUANT TO F.R.C.P. 41(a)(1)(A)(i)

Pursuant to F.R.C.P. 41(a)(1)(A)(i) of the Federal Rules of Civil Procedure, the Plaintiff, Carey D. Ebert, , through undersigned counsel, hereby gives notice that all claims asserted in the above-captioned action against the following specific Defendants, Ascendant Capital Markets, LLC and Sean Spearman are voluntarily dismissed, without prejudice, as they have neither filed or served an answer or motion for summary judgment herein. Plaintiff's claims against the other defendants named herein are not dismissed in any way.

August 31, 2016.

Respectfully submitted,

/s/ J. E. Cullens, Jr.

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CERTIFICATE OF SERVICE

I hereby certify that a copy of the foregoing NOTICE OF VOLUNTARY DISMISSAL PURSUANT TO F.R.C.P. 41(a)(1)(A)(i) was served on all counsel of record herein via the Court's electronic notification system on this 31st day of August, 2015.

/s/ J. E. Cullens, Jr.

J. E. Cullens, Jr.